

UNITED STATES COURT FOR THE
NORTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION

UNITED STATES OF AMERICA,)
Plaintiff,)
)
v.) Case No.3:97-CR-00006-NBB
)
MAURICE CLIFTON) Honorable Neal B. Biggers
Defendant,) United States District Court
) Judge Presiding
)
)

VERIFIED MEMORANDUM IN SUPPORT
MOTION TO REOPEN CASE

NOW COMES Defendant, Maurice Clifton, Non-attorney, Non-lawyer, *In Propria Persona* ("Pro Se") and being duly sworn, under oath (18 U.S.C. Section 1001, *et al.*,) and in consideration of the penalty of perjury, very respectfully supports his Motion to Reopen Case by filing this Memorandum in Support, and stating in good faith as authorized by well-settled law, the following:

PRELIMINARY STATEMENT

Defendant has suffered from the criminal infringement of his civil rights as prohibited by the United States Constitution, and the First, Fifth, Sixth and Fourteenth Amendments (U.S.C.A., Amends. 1st, 5th, 6th and 14th), as unlawfully concealed for more than twenty-one (21) uninterrupted years. Due process has been criminally suspended and unconstitutionally withheld. The mandate for absolute assistance of counsel has been willfully disregarded, and capriciously abridged. Abandonment of counsel is an apparent violation of the Sixth

Amendment, absolute right to counsel when defense counsel fails to file, serve and “enter” his Appearance, twenty-three (23) years *after* being appointed by the Court. The resulting denial of a “speedy trial” is offensive to the United States Constitution.

Our Supreme Court has been rightfully outspoken on any one of the foregoing enumerated constitutional violations. No conviction repugnant to the United States Constitution or a Defendant’s civil rights has ever been sustained or allowed to go undisturbed. To deny Defendant entitled relief, would further compromise the unrepresented Defendant’s civil and constitutional rights. Therefore, reopening this wrongfully closed case is the least that this Honorable Court *must* do!

Granting summary acquittal and dismissal of the victimized Defendant with prejudice would assure society and our Nation’s jurisprudential reputation of constitutional committed “Liberty and Justice for All!”

God Bless this Honorable Court and thank you for your time.

STANDARDS FOR RELIEF

The disposition of this criminal proceeding has been fatally unconstitutional in every rational or irrational consideration. Based on any form of reason or understanding, Federal Rule of Civil Procedure 60(b), *et al.*, very respectfully must be invoked and this unreasonably closed case must be reopened for lawful and constitutionally correct disposition. See for example, as cited in the underlying motion to reopen - Green v. State Farm, No 3-17-CV-1032-D-BH, 2017 U.S. Dist. Lexis 142022, 2017 WL 3835873, At 2 (N.D. Tex. Aug. 7, 2017).

This Honorable Court has spoken with authority, and without any ambiguity when it pronounces that a *Pro Se*, attempting to reopen a closed case must be treated “liberally” and pleadings must be construed with all reasonable benefit of doubt. Accordingly, the standards for showing a good cause has been lawfully satisfied and the Court is left with no discretion, but to order, reopening of this case for essential and constitutional disposition of unresolved meritorious issues.

In light of the fact that Defendant’s conviction is the product of an unfair procedure and set of circumstances, as prohibited by the Fifth and Fourteenth Amendments and setting aside the usual presumption of validity associated with all convictions; this Honorable Court is constitutionally obligated to grant entitled relief and to reopen this case. Also, summary acquittal and dismissal of Defendant with prejudice as a sanction for 60(b), *et al.*, fraud on the Court and litigation, criminal misconduct is also within the authority and purview of the Court, under said rule.

NO MERITORIOUS OBJECTIONS FOR REOPENING CASE PRESENTED

In accordance with local rules of this Honorable Court, there has been no objection or opposition by the Government for this Court not to reopen this case. Although the Government has not willfully defaulted under its legal responsibility, the Fifth Circuit has consistently found that “when the Court finds an intentional failure of responsive pleadings, there need be no other finding.” See for example: Lacy v. Sitel Corp., 227 F. 3d 290, 292 (5th Cir. 2000). This Honorable Court has even prevented itself from deciding whether or not the Government’s “failure to respond to this litigation” was intentional failure or not. See for

example: Scott v. Carpanzanc, 556 F. App'x, 288, 294 (5th Cir. 2014); or Beitel v. OCA, Inc., (In RE: OCA, Inc.), 551 F. 3d 359, 370 n.32 (5th Cir. 2008) (*Emphasis in Original*).

Accordingly, the unopposed “Motion to Reopen” the underlying case, very respectfully suggested must be granted. See for example: Padilla v. Griffins, 2018 U.S. Dist. Lexis 5064 (January 11, 2018) – USDC 5th Circuit.

There are no compelling reasons for this Honorable Court not to grant entitled relief. For that reason and for the Government’s unopposed status, relief is constitutionally warranted, including summary acquittal and dismissal of Defendant with prejudice.

IN A QUARTER OF A CENTURY OR ALMOST TWENTY-FIVE (25) YEARS,

THERE HAS NEVER BEEN SUFFICIENT DUE PROCESS PROTECTION

There can be no justification for withholding entitled relief from Defendant Maurice Clifton. In fact, the adage “*Justice Delayed, is Justice Denied*” is wholly appropriate at this point in time. Without attempting to argue the merits of Defendant’s abandonment of counsel position as lawfully preserved in Motion to Reopen Case, Defendant has already been unconstitutionally prejudiced. Defendant has been without the appointed counsel and the required Appearance as never entered into force, with legal affect as required by each and every one of the eleven (11) Circuit Courts and their 94 Judicial District Courts. Accordingly, for twenty-five (25) uninterrupted years, Defendant’s absolute right to assistance of counsel has been criminally violated or blatantly ignored. Also, to make matters unconstitutionally worse, the doctrine and constitutional mandate of absolute right to a “speedy trial” as criminally misapplied after waiting twenty-five (25) years for defense counsel to Appear “strains credulity to the breaking point.”

There has been no “*Judicialis*” or adequate and constitutional administration of justice. It would be dangerously naïve for the wrongly imprisoned or chronically emprisoned¹ Defendant to hope for such constitutional phenomenon (*phaenomenon*) or exceptional or abnormal due process of law occurrence after waiting for an observable fact or event of simply filing, serving and “entering in force”, defense counsel’s Appearance after twenty-five (25) years, constitutes calloused disbelief. This “required event”, having never happened, rendered each and every foregone proceeding fundamentally unfair and criminally unconstitutional, as must be stricken (struck) as a nullity, as not properly before the Court.

This Honorable Court has excused the most egregious legal misbehavior and criminal malpractice in the history of public procedural litigation or federal jurisprudence. To suggest that there has been a breakdown of the adversarial process is an understatement. Defendant Maurice Clifton’s constitutional guaranty has been, as criminally concealed, criminally violated. The prejudice to the Defendant has been beyond measure. In addition, the spill-over affect as set forth in the underlying motion to reopen this case is constitutionally unforgiving. See First, Fifth, Sixth and Fourteenth Amendments of the United States Constitution. See also, good cause, examples associated with Federal Rule of Civil [criminal application] Procedure 60(b); and Webb vs. Dallas Area Rapid Transit, 2018 U.S. Dist. Lexis 29273 (February 23, 2018).

¹ “Emprisoned” is a strategically created word! It is intended to mean relying on or based upon experience without regard to theory; and capable of proof by verified facts. Its root word is “empirical”.

CONCLUSION

Appearance is comprehensively descriptive of what shall proceed prosecution.

(emphasis added) There is no need for an evidentiary hearing to gleam from the attached exemplary Dockets of the Clerk of the Court that proceeding without Appearance in force (*being entered*) is prohibited by well-settled law and the constitutional inconsistency in such practice is criminal. This Honorable Court is unauthorized to ignore or sanction by silence such misbehavior. This is not litigation for social change, but litigation for constitutional awareness. Therefore, plainly, but not as an afterthought, summary relief is morally and constitutionally warranted and entitled; including but not limited to reopening this twenty-five (25) year default case; for the sole purpose of acquittal and dismissal – with prejudice! God Bless this Honorable Court. God Bless America!

Respectfully Submitted,


Maurice Clifton, Defendant
USM# 10590-042 and 28332-077
Petitioner, In Propria Persona

Dated: June 15, 2018

Non-Attorney, Non-Lawyer
Defendant, Petitioner, Movant
In Propria Persona
Maurice Clifton
USM# 10590-042 or 28332-077
Forrest City Correctional Complex
1301 Dale Bumpers Drive
Post Office Box 9000 (Low)
Forrest City, Arkansas 72336-9000

CERTIFICATE OF SERVICE

Maurice Clifton being first duly sworn and under oath states that he served this Notice on the following parties-in-interest along with all relevant attachments *via* first class mail, addressed as indicated, with proper postage prepaid and mailed from the U.S. Postal receptacle in the Wynne Unit C (*mail box rule applies*) building on Friday, June 15, 2018, before the hour of 4:00 p.m., Federal Correctional Complex, Forrest City, Arkansas 72336-9000.

Respectfully Submitted,



Maurice Clifton
Maurice Clifton, Defendant
Non-Attorney, Non-Lawyer, Pro Se

Office of the U.S. Attorney
Mr. Robert H. Norman
900 Jefferson Avenue
Oxford, MS 38655-3608

Federal Public Defender's Office
Northern District of Mississippi
1200 Jefferson Avenue, Suite 1000
Oxford, MS 38655

Office of the Clerk
Clerk of the U.S. District Court
Northern District of Mississippi
911 Jefferson Avenue
Oxford, Mississippi 38655

CLOSED,ProSeOther

U.S. District Court
Northern District of Mississippi (Oxford Division)
CRIMINAL DOCKET FOR CASE #: 3:97-cr-00006-NBB All Defendants

Case title: United States of America v. Clifton

Date Filed: 01/14/1997

Date Terminated: 10/30/2014

Date Filed	#	Docket Text
01/14/1997		RECORD of Grand Jurors Concurring (placed in restricted vault) as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/14/1997	1	INDICTMENT as to Maurice Clifton (1) count(s) 1, 2, estimated trial days: 2 (tab) Additional attachment(s) added on 3/20/2008 (sta, USDC). (Entered: 02/06/1997)
01/14/1997	2	Criminal Information Sheet by USA as to Maurice Clifton (Bolivar County) (tab) (Entered: 02/06/1997)
01/15/1997	3	CJA 23 FINANCIAL AFFIDAVIT by Maurice Clifton (tab) (Entered: 02/06/1997)
01/15/1997		Arrest WARRANT issued as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/15/1997		ARREST of Maurice Clifton (tab) (Entered: 02/06/1997)
01/15/1997		Initial appearance as to Maurice Clifton held on 1/15/97, Greenville (before Magistrate Judge Eugene M. Bogen) (tab) (Entered: 02/06/1997)
01/15/1997		MOTION Ore Tenus by USA as to Maurice Clifton for Temporary Detention (tab) (Entered: 02/06/1997)
01/15/1997	4	ORDER OF TEMPORARY DETENTION as to Maurice Clifton GRANTING [0-0] oral motion for Temporary Detention as to Maurice Clifton (1) (Signed by Magistrate Judge Eugene M. Bogen on 1/15/97) (tab) (Entered: 02/06/1997)
01/16/1997	5	CRIMINAL MINUTES for: Initial Appearance held 1/15/97 as to Maurice Clifton Location: Greenville before Magistrate Judge Eugene M. Bogen Court Reporter: Tape 1. Deft. appeared in custody. (tab) (Entered: 02/06/1997)
01/16/1997		Arraignment as to Maurice Clifton reset for 2:30, 1/17/97 for Maurice Clifton Location: Courtroom No. 2, Greenville before Magistrate Judge Eugene M. Bogen (tab) (Entered: 02/06/1997)
01/16/1997	6	PRAECIPE for Warrant by USA as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/16/1997		RECEIVED tape of initial appearance as to Maurice Clifton held 1/15/97 in Greenville before Mag. Judge Bogen; placed in accordion folder. (tab) (Entered: 02/06/1997)
01/17/1997	7	CJA 20 as to Maurice Clifton : Appointment of Attorney Nathan P. Adams Jr. Voucher # 0854112 (Signed by Magistrate Judge Eugene M. Bogen on 1/15/97) (tab) (Entered: 02/06/1997)
01/17/1997		Arraignment as to Maurice Clifton held on 1/17/97, Greenville before Mag. Judge Bogen (tab) (Entered: 02/06/1997)
01/17/1997		Detention hearing as to Maurice Clifton held on 1/17/97, Greenville before Mag. Judge Bogen (tab) (Entered: 02/06/1997)
01/17/1997		TAKING OF PLEA Not Guilty: Maurice Clifton (1) count(s) 1, 2 Location: Greenville before Magistrate Judge Eugene M. Bogen Court accepts plea. (tab) (Entered: 02/06/1997)
01/21/1997	8	CRIMINAL MINUTES for: Arraignment & Detention Hearing held 1/17/97 as to Maurice Clifton Location: Greenville before Magistrate Judge Eugene M. Bogen Court Reporter: Tape Nos. 1, 2. After Hearing for reasons stated in the court's oral findings the deft. is ordered detained pending trial (tab) (Entered: 02/06/1997)

01/21/1997	9	Witness list per Detention Hearing as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/24/1997	10	ORDER OF DETENTION as to Maurice Clifton (Signed by Magistrate Judge Eugene M. Bogen on 1/21/97) (tab) (Entered: 02/06/1997)
01/27/1997	11	SCHEUDLING ORDER as to Maurice Clifton setting Voir Dire for 9:30 3/3/97, Oxford, MS for Maurice Clifton; Jury Trial for 9:30 3/3/97, Oxford, MS for Maurice Clifton; Discovery cutoff 2/5/97 for Maurice Clifton; Motion Filing deadline on 2/10/97 for Maurice Clifton; Plea Agreement deadline on 2/17/97 for Maurice Clifton. (Signed by Magistrate Judge Eugene M. Bogen on 01/24/97) (sta) (Entered: 02/06/1997)
01/29/1997	12	Arrest WARRANT Returned Executed as to Maurice Clifton on 1/15/97 (tab) (Entered: 02/06/1997)
01/29/1997	13	MOTION by Maurice Clifton For Review and Appeal of Order of Detention Pending Trial (tab) (Entered: 02/06/1997)
02/04/1997	14	MOTION by Maurice Clifton for Discovery of Confidential Informant [14-1] motion referred to Magistrate Judge Eugene M. Bogen (tab) (Entered: 02/06/1997)
02/06/1997	15	LETTER to Clerk from deft, Maurice Clifton (copy given to Judge Biggers) (sta)
02/06/1997	16	LETTER From Deft, Maurice Clifton per Writ of Habeas Corpus Hearing (copy given to Judge Biggers) (sta)
02/10/1997	17	ORDER as to Maurice Clifton MOOTING [14-1] motion for Discovery of Confidential Informant as to Maurice Clifton (1) (Signed by Magistrate Judge Eugene M. Bogen on 2/6/97) Date of Entry: 2/10/97 (tab)
02/11/1997	18	RESPONSE by USA as to Maurice Clifton re [13-1] motion For Review and Appeal of Order of Detention Pending Trial (tab)
02/18/1997	22	MOTION by Maurice Clifton for Issuance of Trial Subpoenas [22-1] motion referred to Magistrate Judge Eugene M. Bogen (tab) (Entered: 02/21/1997)
02/19/1997	19	PETITION by USA as to Maurice Clifton for Writ of Habeas Corpus ad testificandum as to Thomas (Bilbo) Spann per trial set 3/3/97, Oxford (tab) (Entered: 02/20/1997)
02/19/1997	20	PETITION by USA as to Maurice Clifton for Writ of Habeas Corpus ad testificandum as to Dona Ray Bell (male) per trial set 3/3/97, Oxford (tab) (Entered: 02/20/1997)
02/19/1997	21	PETITION by USA as to Maurice Clifton for Writ of Habeas Corpus ad testificandum as to Earl Nelson per trial set 3/3/97, Oxford (tab) (Entered: 02/20/1997)
02/21/1997	23	ORDER as to Maurice Clifton GRANTING [22-1] motion for Issuance of Trial Subpoenas; and service by the USM with the expenses paid by the U. S. Justice Dept. (Signed by Magistrate Judge Eugene M. Bogen on 2/18/97) Date of Entry: 2/21/97 (tab) Modified on 02/24/1997
02/21/1997	24	ORDER as to Maurice Clifton GRANTING [20-1] petition for Writ of Habeas Corpus ad testificandum as to Dona Ray Bell (male) per trial set 3/3/97, Oxford as to Maurice Clifton (1) (Signed by Magistrate Judge S. Allan Alexander on 2/21/97) Date of Entry: 2/21/97 (tab)
02/21/1997		WRIT of Habeas Corpus ad Testificandum issued for Dona Ray Bell for 3/3/97 as to Maurice Clifton Re: [20-1] petition for Writ of Habeas Corpus ad testificandum as to Dona Ray Bell (male) per trial set 3/3/97, Oxford (tab)
02/21/1997	25	ORDER as to Maurice Clifton GRANTING [19-1] petition for Writ of Habeas Corpus ad testificandum as to Thomas (Bilbo) Spann per trial set 3/3/97, Oxford as to Maurice Clifton (1) (Signed by Magistrate Judge S. Allan Alexander on 2/20/97) Date of Entry: 2/20/97 (tab)
02/21/1997		WRIT of Habeas Corpus ad Testificandum issued for Thomas Spann for 3/3/97 as to Maurice Clifton Re: [19-1] petition for Writ of Habeas Corpus ad testificandum as to Thomas (Bilbo) Spann per trial set 3/3/97, Oxford (tab)
02/26/1997	26	ORDER as to Maurice Clifton GRANTING [21-1] petition for Writ of Habeas Corpus ad testificandum as to Earl Nelson per trial set 3/3/97, Oxford as to Maurice Clifton (1)

		(Signed by Magistrate Judge S. Allan Alexander on 2/20/97) Date of Entry: 2/26/97 (tab)
02/26/1997		WRIT of Habeas Corpus ad Testificandum issued for Earl Nelson for 3/3/97 as to Maurice Clifton Re: [21-1] petition motion for Writ of Habeas Corpus ad testificandum as to Earl Nelson per trial set 3/3/97, Oxford (tab)
03/03/1997	27	WRIT of Habeas Corpus ad Testificandum returned unexecuted for Dona Ray Bell, Bell in USM custody as to Maurice Clifton (tab) (Entered: 03/04/1997)
03/03/1997	28	WRIT of Habeas Corpus ad Testificandum returned unexecuted for Thomas Bilbo Spann; Spann in USM custody as to Maurice Clifton (tab) (Entered: 03/04/1997)
03/03/1997		Voir dire begun as to Maurice Clifton (1) count(s) 1, 2. Terminated motions: [13-1] motion For Review and Appeal of Order of Detention Pending Trial as to Maurice Clifton (1). (nfs) (Entered: 03/10/1997)
03/03/1997		Jury trial as to Maurice Clifton held on 3/3/97 and 03/04/97 in Oxford before Judge Neal B. Biggers, Jr., and a jury. (nfs) (Entered: 03/10/1997)
03/03/1997	29	ORDER impaneling jurors (with jury list attached) as to Maurice Clifton. (nfs) (Entered: 03/10/1997)
03/04/1997	30	Exhibit list as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/04/1997	31	Witness list as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/04/1997	32	JURY VERDICT of Guilty: Maurice Clifton (1) count(s) 1, 2 (nfs) (Entered: 03/10/1997)
03/04/1997	33	Receipt for returned exhibits as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/04/1997	36	Jury instructions given/refused/withdrawn as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/07/1997	34	MOTION by Maurice Clifton for New Trial , and/or for Judgment of Acquittal , or, alternatively, for Judgment notwithstanding the verdict of the jury or arrest of judgment . (nfs) (Entered: 03/10/1997)
03/07/1997	35	CRIMINAL MINUTES for: MVD/Jury Trial as to Maurice Clifton held 03/03/97 and 03/04/97; Location: Oxford, before Judge Neal B. Biggers Jr. and a jury. Court Reporter: Marilyn Rea. Defendant found guilty on counts 1 and 2 of the Indictment. Defendant remanded to custody of U. S. Marshal. (nfs) (Entered: 03/10/1997)
03/10/1997	37	WRIT of Habeas Corpus ad Testificandum returned unexecuted for Earl Nelson in case as to Maurice Clifton (tab) (Entered: 03/11/1997)
03/19/1997	38	MOTION by Maurice Clifton For Documents (tab)
04/07/1997	39	MOTION by Maurice Clifton For Temporary Release of Defendant (tab)
04/21/1997	40	MOTION by Maurice Clifton For Production of Brady Material [40-1] motion referred to Magistrate Judge Eugene M. Bogen (tab) (Entered: 04/22/1997)
05/05/1997		Sentencing set for 3:30, 5/20/97 for Maurice Clifton (1) count(s) 1, 2 Location: Courtroom No. 1, Third Floor, Oxford before Judge Neal B. Biggers Jr. (tab)
05/06/1997	41	SUPPLEMENTAL MOTION by Maurice Clifton (Supplemental) For Production of Grand Jury Testimony referring to: [38-1] motion For Documents (tab)
05/06/1997	42	MOTION by Maurice Clifton For Copies of Documents (tab)
05/14/1997		Sentencing reset for 4:00, 5/20/97 for Maurice Clifton (1) count(s) 1, 2 Location: Courtroom No. 1, Third Floor, Oxford before Judge Neal B. Biggers Jr. (tab)
05/16/1997	43	RESPONSE by USA as to Maurice Clifton re [41-1] supplemental amended motion (Supplemental) For Production of Grand Jury Testimony (tab) (Entered: 05/19/1997)
05/20/1997		Sentencing held on 5/20/97 in Oxford before Judge Neal B. Biggers, Jr. Maurice Clifton (1) count(s) 1, 2. (nfs) (Entered: 05/23/1997)

05/20/1997	45	Witness list as to Maurice Clifton (nfs) (Entered: 05/23/1997)
05/23/1997	44	CRIMINAL MINUTES for: Sentencing as to Maurice Clifton held 05/20/97, denying [41-1] supplemental amended motion (Supplemental) For Production of Grand Jury Testimony as to Maurice (1), denying [40-1] motion For Production of Brady Material as to Maurice Clifton (1); Location: Oxford, before Judge Neal B. Biggers Jr. Court Reporter: Marilyn Rea. Court overruled defendant's objections to presentence report. Defendant sentenced accordingly and remanded to the custody of the U. S. Marshal. (nfs)
05/23/1997	46	JUDGMENT Maurice Clifton (1) count(s) 1, 2. IMPRISONMENT: 400 months on Count 1 and 240 months on Count 2, to be served concurrently (TOTAL IMPRISONMENT: 400 months); SUPERVISED RELEASE: 5 years on Count 1 and 3 years on Count 2, to run concurrently (TOTAL SUPERVISED RELEASE: 5 years); SPECIAL ASSESSMENT: \$200.00. (Signed by Judge Neal B. Biggers Jr. on 05/22/97); JC #48, pgs. 68-73; Date of Entry: 05/23/97. (nfs) Additional attachment(s) added on 3/20/2008 (sta, USDC).
05/23/1997	47	MOTION by Maurice Clifton to Correct Sentence (tab) (Entered: 05/27/1997)
05/23/1997	48	RESPONSE & MEMORANDUM by USA as to Maurice Clifton re [34-1] motion for New Trial (tab) (Entered: 05/27/1997)
05/23/1997	49	NOTICE OF APPEAL by Maurice Clifton (1) count(s) 1, 2, Detention Order entered 1/21/97 & Jury Verdict on 3/4/97. Appeal record due on 6/22/97 for Maurice Clifton (tab) (Entered: 05/27/1997)
05/23/1997		Notice of appeal and certified copy of docket as to Maurice Clifton to USCA: [49-1] appeal (tab) (Entered: 05/27/1997)
05/29/1997		Transcript ordered of Trial & Sentencing Hearing in appeal as to Maurice Clifton [49-1] appeal (tab)
05/29/1997	50	FIRST AMENDED NOTICE OF APPEAL by Maurice Clifton (1) count(s) 1, 2 Appeal record due on 6/28/97 for Maurice Clifton (tab)
05/30/1997		RECEIVED copy of letter addressed to Marilyn Rea from Nathan P. Adams confirming telephone conversation of 5/28/97 (tab) (Entered: 06/02/1997)
06/02/1997	51	RESPONSE by USA as to Maurice Clifton re [47-1] motion to Correct Sentence (tab)
06/02/1997		USCA Case Number as to Maurice Clifton Re: [50-1] appeal USCA Number: 97-60352, [49-1] appeal USCA Number: 97-60352 (tab)
06/02/1997		AMENDED Transcript ordered of Trial & Sentencing in appeal as to Maurice Clifton [50-1] appeal, [49-1] appeal (tab) (Entered: 06/03/1997)
06/06/1997	52	ORDER DENYING post-trial motion for Brady Material as to Maurice Clifton (Signed by Judge Neal B. Biggers Jr. on 6/6/97) Date of Entry: 6/6/97 (tab) (Entered: 06/09/1997)
06/13/1997		USCA Case Number as to Maurice Clifton Re: [50-1] appeal USCA Number: 97-60352, [49-1] appeal USCA Number: 97-60352 (tab)
06/20/1997	53	DENIAL of Federal Benefits as to Maurice Clifton (tab)
06/20/1997	54	ORDER as to Maurice Clifton DENYING [47-1] motion to Correct Sentence as to Maurice Clifton (1) (Signed by Judge Neal Biggers Jr. on 6/19/97) Date of Entry: 6/20/97 (tab)
06/20/1997	55	ORDER as to Maurice Clifton denying [34-1] motion for New Trial as to Maurice Clifton (1) (Signed by Judge Neal B. Biggers Jr. on 06/20/97) (admin) (Entered: 06/24/1997)
06/25/1997	56	SECOND AMENDED NOTICE OF APPEAL by Maurice Clifton (1) count(s) 1, 2. Appeal record due on 7/25/97 for Maurice Clifton. (tab) (Entered: 06/26/1997)
06/25/1997		SECOND AMENDED Transcript ordered of Trial in appeal as to Maurice Clifton [56-1] appeal (tab) (Entered: 06/26/1997)

07/03/1997	57	NOTICE/MOTION by Maurice Clifton to Include Certain Additional Information and/or Testimony in the Record (tab) (Entered: 07/08/1997)
07/29/1997	58	ORDER as to Maurice Clifton GRANTING [57-1] motion to Include Certain Additional Information and/or Testimony in the Record; the proceedings held 3/3-4/97, sentencing proceedings held on 5/20/97, voir dire, closing arguments of U. S. and jury instructions with payment to be made through the CJA Funds as to Maurice Clifton (1) (Signed by Judge Neal B. Biggers Jr. on 7/29/97) Date of Entry: 7/29/97 (tab) (Entered: 07/31/1997)
08/18/1997	59	Judgment Returned Executed as to Maurice Clifton ; on 07/15/97 Defendant in custody at FCC Beaumont USP, Beaumont, TX. (nfs) (Entered: 08/20/1997)
12/22/1997	60	LETTER by Maurice Clifton (tab) (Entered: 01/08/1998)
01/05/1998		APPEAL TRANSCRIPT of Trial filed as to Maurice Clifton for dates of 3/3-4/97 Re: Appeal record due on 1/20/98 for Maurice Clifton [56-1] appeal (tab)
01/05/1998		TRANSCRIPT of Sentencing filed as to Maurice Clifton for dates of 5/20/97 before Judge Neal B. Biggers Jr. (tab)
01/07/1998		CJA 24 as to Maurice Clifton Authorization to Pay Marilyn Rea for Transcript Voucher # 4280400576 (tab)
01/08/1998		Certified and transmitted record on appeal (1 Record Volume, 3 Transcript Volumes, 1 Exhibit Volume, & Sealed PSI) to U.S. Court of Appeals as to Maurice Clifton : [56-1] appeal, [50-1] appeal, [49-1] appeal (tab)
10/13/1998		Original Record on Appeal, transcript, and exhibits as to Maurice Clifton returned from U.S. Court of Appeals: [56-1] appeal, [50-1] appeal, [49-1] appeal (sta) (Entered: 10/15/1998)
10/13/1998	61	JUDGMENT OF USCA (certified copy) as to Maurice Clifton Re: affirming judgment/order Maurice Clifton (1) count(s) 1, 2 (sta) (Entered: 10/15/1998)
10/13/1998	62	SLIP OPINION of USCA as to Maurice Clifton (sta) (Entered: 10/15/1998)
06/02/1999	63	MOTION by Maurice Clifton to Compel Disclosure of Preferential Agreements With Witnesses (tab)
06/02/1999	64	MOTION by Maurice Clifton To Direct Inspection of Grand Jury Minutes and Production of Certain Documents (tab)
06/02/1999	65	MOTION by Maurice Clifton For Copies of Documents (tab)
07/30/1999	66	ORDER as to Maurice Clifton denying [65-1] motion For Copies of Documents as to Maurice Clifton (1), denying [64-1] motion To Direct Inspection of Grand Jury Minutes and Production of Certain Documents as to Maurice Clifton (1), denying [63-1] motion to Compel Disclosure of Preferential Agreements With Witnesses as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers Jr. on 07/30/99) Date of Entry: 08/02/99 (sta) (Entered: 08/02/1999)
11/15/1999	67	Letter MOTION by Maurice Clifton For Copies (tab) (Entered: 11/17/1999)
11/24/1999	68	ORDER as to Maurice Clifton denying [67-1] motion For Copies as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers on 11/24/99) Date of Entry: 11/24/99 (sta)
01/31/2000	69	MOTION by Maurice Clifton to Vacate sentence under 28 U.S.C. 2255 (Civil Action # 3:00cv23-B) (tab) (Entered: 02/03/2000)
01/31/2000		NOTICE OF ASSIGNMENT OF 2255 to Chief Judge Neal B. Biggers (tab) (Entered: 02/03/2000)
03/27/2000	70	ADDENDUM TO 2255 MOTION by Maurice Clifton (tab)
03/29/2000	71	ORDER as to Maurice Clifton DENYING [69-1] motion to Vacate sentence under 28 U.S.C. 2255 as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers on 3/28/00) MB # 37 pg. 96-100 Date of Entry: 3/29/00 (tab) Modified on 03/29/2000

04/13/2000	72	NOTICE OF APPEAL of order denying motion to vacate by Maurice Clifton (1) count(s) 1, 2 Appeal record due on 5/13/00 for Maurice Clifton (tab)
04/13/2000		Notice of appeal and certified copy of docket as to Maurice Clifton to USCA: [72-1] appeal (tab)
05/01/2000		USCA Case Number as to Maurice Clifton Re: [72-1] appeal USCA Number: 00-60302 (tab)
05/04/2000	73	MOTION by Maurice Clifton to Proceed in Forma Pauperis On Appeal (tab) (Entered: 05/05/2000)
05/15/2000	74	ORDER as to Maurice Clifton DENYING [73-1] motion to Proceed in Forma Pauperis On Appeal as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers on 5/12/00) Date Entry: 5/15/00 (tab) (Entered: 05/17/2000)
07/06/2000	75	CERTIFICATE OF APPEALABILITY should not issue that the issues raised on 2255 were disposed of on direct appeal or failed to meet legal standards; and the party appealing is not entitled to proceed in forma pauperis the appeal is not taken in good faith as to Maurice Clifton (signed by Chief Judge Neal B. Biggers on 7/6/00) (tab)
07/06/2000		Certified and transmitted record on appeal (1 Record Volume; 4 Transcript Volumes; 1 Exhibit Volume; 1 Sealed PSI Report) to U.S. Court of Appeals as to Maurice Clifton : [75-1] appeal, [72-1] appeal (tab)
11/13/2000	76	JUDGMENT OF USCA (certified copy) as to Maurice Clifton Re: [72-1] appeal DENYING motion for leave to proceed in forma pauperis (tab) (Entered: 11/15/2000)
11/13/2000		Original Record on Appeal, transcript, and exhibits as to Maurice Clifton returned from U.S. Court of Appeals: [75-1] appeal, [72-1] appeal [1 Record Vol.; 3 Transcript Vols; 1 Sealed PSI Report; 1 Exhibit Envelope] (tab) (Entered: 11/15/2000)
01/21/2003	77	CLERK'S USCA NOTICE: Authorization to file a Successive Habeas Corpus Petition is DENIED for failure to comply with this Court's notice of 11/29/02 (tab) (Entered: 01/22/2003)
05/12/2005	78	MOTION to Modify Sentence by Maurice Clifton. (tab, USDC)
03/05/2008	79	MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 by Maurice Clifton. (tab, USDC)
10/15/2012	80	MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 by Maurice Clifton. (Mayo, Brian)
10/15/2012	81	Memorandum in Support by Maurice Clifton re <u>80</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D) (Mayo, Brian)
01/28/2013	82	MOTION to Amend/Correct <u>81</u> Memorandum in Support of Motion, filed by Maurice Clifton, <u>80</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 filed by Maurice Clifton by Maurice Clifton. (Attachments: # <u>1</u> Proposed Order) (Mayo, Brian)
10/29/2014	83	RESPONSE in Opposition by United States of America as to Maurice Clifton re <u>79</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582, <u>82</u> MOTION to Amend/Correct <u>81</u> Memorandum in Support of Motion, filed by Maurice Clifton, <u>80</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 filed by Maurice Clifton (Roberts, Paul)
10/30/2014	84	ORDER denying <u>79</u> Motion to Reduce Sentence re Crack Cocaine Offense - 18:3582 for Maurice Clifton (1) Count 1,2Maurice Clifton (1) Count 1,2 re Maurice Clifton (1) on Count 1,2Maurice Clifton (1) on Count 1,2 as to Maurice Clifton (1); denying <u>80</u> Motion to Reduce Sentence re Crack Cocaine Offense - 18:3582 for Maurice Clifton (1) Count 1,2Maurice Clifton (1) Count 1,2 re Maurice Clifton (1) on Count 1,2Maurice Clifton (1) on Count 1,2 as to Maurice Clifton (1). Signed by Senior Judge Neal B. Biggers on 10/29/2014. (sta)

12/28/2015	<u>85</u>	MOTION for Clarification by Maurice Clifton. (rtc) (Entered: 12/30/2015)
07/14/2016	<u>86</u>	RESPONSE in Support by Maurice Clifton re <u>85</u> MOTION for Clarification (rtc)
08/12/2016	<u>87</u>	ORDER denying <u>85</u> Motion as to Maurice Clifton (1). Signed by Senior Judge Neal B. Biggers on 8/11/16. (bds)
09/06/2016	<u>88</u>	ACKNOWLEDGMENT OF RECEIPT re <u>87</u> Order denying Motion for Clarification (rtc) (Entered: 09/07/2016)
08/11/2017	<u>94</u>	PROSE MOTION to Reduce Sentence by Maurice Clifton. (rtc) (Entered: 02/05/2018)
09/25/2017	<u>89</u>	PROSE MOTION To Correct Clerical Error(s) by Maurice Clifton. (sta) # <u>1</u> Exhibit A) (sta).
11/01/2017	<u>90</u>	PROSE MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 by Maurice Clifton. (sta) (Main Document 90 replaced on 2/14/2018) (sta). (Entered: 11/02/2017)
11/03/2017	<u>91</u>	MOTION to Amend/Correct <u>90</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 filed by Maurice Clifton by United States of America as to Maurice Clifton. (Attachments: # <u>1</u> Exhibit Redacted Def's Exhibit 1) (Roberts, Paul)
11/03/2017	<u>92</u>	RESPONSE in Opposition by United States of America as to Maurice Clifton re <u>90</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 (Roberts, Paul)
01/22/2018	<u>93</u>	PROSE MOTION to Appoint Counsel by Maurice Clifton. (rtc) (Entered: 01/29/2018)
02/13/2018	<u>95</u>	ORDER granting <u>91</u> Motion to Amend/Correct as to Maurice Clifton (1). Signed by Senior Judge Neal B. Biggers on 2/12/2018. (kbt)
05/21/2018	<u>96</u>	NOTICE of letter received as to Maurice Clifton (rt) (Entered: 05/22/2018)

CLOSED

**U.S. District Court
Northern District of Mississippi (Western Division)
CRIMINAL DOCKET FOR CASE #: 3:97-cr-00006-NBB All Defendants**

Case title: USA v. Clifton

Date Filed: 01/14/1997

Assigned to: Neal B. Biggers

Appeals court case numbers: 00-60302,
97-60352, 97-60352

Defendant (1)

Maurice Clifton

represented by **FPD**

FEDERAL PUBLIC DEFENDER'S
OFFICE

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
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(601) 378-2244

Email: nate@mansouradams.com

TERMINATED: 05/23/1997

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: CJA Appointment

Pending Counts

21:841A=ND.F NARCOTICS - SELL, DISTRIBUTE, OR DISPENSE: Knowingly distributed a mixture containing a Sched. II narcotic controlled substance (crack cocaine); 18:2 Aided & Abetted
(1)

18:1956-6800.F MONEY LAUNDERING - CONTINUING CRIMINAL ENTERPRISE: Knowingly conducted a financial transaction affecting interstate commerce w/intent to promote an unlawful activity
(2)

Disposition

IMPRISONMENT: 400 months on Count 1 and 240 months on Count 2, to be served concurrently (TOTAL IMPRISONMENT: 400 months); SUPERVISED RELEASE: 5 years on Count 1 and 3 years on Count 2, to run concurrently (TOTAL SUPERVISED RELEASE: 5 years); SPECIAL ASSESSMENT: \$200.00.

IMPRISONMENT: 400 months on Count 1 and 240 months on Count 2, to be served concurrently (TOTAL IMPRISONMENT: 400 months); SUPERVISED RELEASE: 5 years on Count 1 and 3 years on Count 2, to run concurrently (TOTAL SUPERVISED RELEASE: 5 years); SPECIAL ASSESSMENT: \$200.00.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

DispositionHighest Offense Level (Terminated)

None

Complaints

None

DispositionPlaintiff

United States of America

represented by **Robert H. Norman**
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Oxford, MS 38655-3608
(662) 234-3351
Email: bob.norman@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

10/15/2012	<u>81</u>	Memorandum in Support by Maurice Clifton re <u>80</u> MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D) (Mayo, Brian)
10/15/2012	<u>80</u>	MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 by Maurice Clifton. (Mayo, Brian)
03/05/2008	<u>79</u>	MOTION for Retroactive Application of Sentencing Guidelines to Crack Cocaine Offense 18 USC 3582 by Maurice Clifton. (tab, USDC)
05/12/2005	<u>78</u>	MOTION to Modify Sentence by Maurice Clifton. (tab, USDC)
01/21/2003	<u>77</u>	CLERK'S USCA NOTICE: Authorization to file a Successive Habeas Corpus Petition is DENIED for failure to comply with this Court's notice of 11/29/02 (tab) (Entered: 01/22/2003)
11/13/2000		Original Record on Appeal, transcript, and exhibits as to Maurice Clifton returned from U.S. Court of Appeals: [75-1] appeal, [72-1] appeal [1 Record Vol.; 3 Transcript Vols; 1 Sealed PSI Report; 1 Exhibit Envelope] (tab) (Entered: 11/15/2000)
11/13/2000	<u>76</u>	JUDGMENT OF USCA (certified copy) as to Maurice Clifton Re: [72-1] appeal DENYING motion for leave to proceed in forma pauperis (tab) (Entered: 11/15/2000)
07/06/2000		Certified and transmitted record on appeal (1 Record Volume; 4 Transcript Volumes; 1 Exhibit Volume; 1 Sealed PSI Report) to U.S. Court of Appeals as to Maurice Clifton : [75-1] appeal, [72-1] appeal (tab)
07/06/2000	<u>75</u>	CERTIFICATE OF APPEALABILITY should not issue that the issues raised on 2255 were disposed of on direct appeal or failed to meet legal standards; and the party appealing is not entitled to proceed in forma pauperis the appeal is not taken in good faith as to Maurice Clifton (signed by Chief Judge Neal B. Biggers on 7/6/00) (tab)
05/15/2000	<u>74</u>	ORDER as to Maurice Clifton DENYING [73-1] motion to Proceed in Forma Pauperis On Appeal as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers on 5/12/00) Date Entry: 5/15/00 (tab) (Entered: 05/17/2000)
05/04/2000	<u>73</u>	MOTION by Maurice Clifton to Proceed in Forma Pauperis On Appeal (tab) (Entered: 05/05/2000)
05/01/2000		USCA Case Number as to Maurice Clifton Re: [72-1] appeal USCA Number: 00-60302 (tab)
04/13/2000		Notice of appeal and certified copy of docket as to Maurice Clifton to USCA: [72-1] appeal (tab)
04/13/2000	<u>72</u>	NOTICE OF APPEAL of order denying motion to vacate by Maurice Clifton (1) count(s) 1, 2 Appeal record due on 5/13/00 for Maurice Clifton (tab)
03/29/2000	<u>71</u>	ORDER as to Maurice Clifton DENYING [69-1] motion to Vacate sentence under 28 U.S.C. 2255 as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers on 3/28/00) MB # 37 pg. 96-100 Date of Entry: 3/29/00 (tab)

		Modified on 03/29/2000
03/27/2000	70	ADDENDUM TO 2255 MOTION by Maurice Clifton (tab)
01/31/2000		NOTICE OF ASSIGNMENT OF 2255 to Chief Judge Neal B. Biggers (tab) (Entered: 02/03/2000)
01/31/2000	69	MOTION by Maurice Clifton to Vacate sentence under 28 U.S.C. 2255 (Civil Action # 3:00cv23-B) (tab) (Entered: 02/03/2000)
11/24/1999	68	ORDER as to Maurice Clifton denying [67-1] motion For Copies as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers on 11/24/99) Date of Entry: 11/24/99 (sta)
11/15/1999	67	Letter MOTION by Maurice Clifton For Copies (tab) (Entered: 11/17/1999)
07/30/1999	66	ORDER as to Maurice Clifton denying [65-1] motion For Copies of Documents as to Maurice Clifton (1), denying [64-1] motion To Direct Inspection of Grand Jury Minutes and Production of Certain Documents as to Maurice Clifton (1), denying [63-1] motion to Compel Disclosure of Preferential Agreements With Witnesses as to Maurice Clifton (1) (Signed by Chief Judge Neal B. Biggers Jr. on 07/30/99) Date of Entry: 08/02/99 (sta) (Entered: 08/02/1999)
06/02/1999	65	MOTION by Maurice Clifton For Copies of Documents (tab)
06/02/1999	64	MOTION by Maurice Clifton To Direct Inspection of Grand Jury Minutes and Production of Certain Documents (tab)
06/02/1999	63	MOTION by Maurice Clifton to Compel Disclosure of Preferential Agreements With Witnesses (tab)
10/13/1998	62	SLIP OPINION of USCA as to Maurice Clifton (sta) (Entered: 10/15/1998)
10/13/1998	61	JUDGMENT OF USCA (certified copy) as to Maurice Clifton Re: affirming judgment/order Maurice Clifton (1) count(s) 1, 2 (sta) (Entered: 10/15/1998)
10/13/1998		Original Record on Appeal, transcript, and exhibits as to Maurice Clifton returned from U.S. Court of Appeals: [56-1] appeal, [50-1] appeal, [49-1] appeal (sta) (Entered: 10/15/1998)
01/08/1998		Certified and transmitted record on appeal (1 Record Volume, 3 Transcript Volumes, 1 Exhibit Volume, & Sealed PSI) to U.S. Court of Appeals as to Maurice Clifton : [56-1] appeal, [50-1] appeal, [49-1] appeal (tab)
01/07/1998		CJA 24 as to Maurice Clifton Authorization to Pay Marilyn Rea for Transcript Voucher # 4280400576 (tab)
01/05/1998		TRANSCRIPT of Sentencing filed as to Maurice Clifton for dates of 5/20/97 before Judge Neal B. Biggers Jr. (tab)
01/05/1998		APPEAL TRANSCRIPT of Trial filed as to Maurice Clifton for dates of 3/3-4/97 Re: Appeal record due on 1/20/98 for Maurice Clifton [56-1] appeal (tab)
12/22/1997	60	LETTER by Maurice Clifton (tab) (Entered: 01/08/1998)

08/18/1997	59	Judgment Returned Executed as to Maurice Clifton ; on 07/15/97 Defendant in custody at FCC Beaumont USP, Beaumont, TX. (nfs) (Entered: 08/20/1997)
07/29/1997	58	ORDER as to Maurice Clifton GRANTING [57-1] motion to Include Certain Additional Information and/or Testimony in the Record; the proceedings held 3/3-4/97, sentencing proceedings held on 5/20/97, voir dire, closing arguments of U. S. and jury instructions with payment to be made through the CJA Funds as to Maurice Clifton (1) (Signed by Judge Neal B. Biggers Jr. on 7/29/97) Date of Entry: 7/29/97 (tab) (Entered: 07/31/1997)
07/03/1997	57	NOTICE/MOTION by Maurice Clifton to Include Certain Additional Information and/or Testimony in the Record (tab) (Entered: 07/08/1997)
06/25/1997		SECOND AMENDED Transcript ordered of Trial in appeal as to Maurice Clifton [56-1] appeal (tab) (Entered: 06/26/1997)
06/25/1997	56	SECOND AMENDED NOTICE OF APPEAL by Maurice Clifton (1) count(s) 1, 2. Appeal record due on 7/25/97 for Maurice Clifton. (tab) (Entered: 06/26/1997)
06/20/1997	55	ORDER as to Maurice Clifton denying [34-1] motion for New Trial as to Maurice Clifton (1) (Signed by Judge Neal B. Biggers Jr. on 06/20/97) (admin) (Entered: 06/24/1997)
06/20/1997	54	ORDER as to Maurice Clifton DENYING [47-1] motion to Correct Sentence as to Maurice Clifton (1) (Signed by Judge Neal Biggers Jr. on 6/19/97) Date of Entry: 6/20/97 (tab)
06/20/1997	53	DENIAL of Federal Benefits as to Maurice Clifton (tab)
06/13/1997		USCA Case Number as to Maurice Clifton Re: [50-1] appeal USCA Number: 97-60352, [49-1] appeal USCA Number: 97-60352 (tab)
06/06/1997	52	ORDER DENYING post-trial motion for Brady Material as to Maurice Clifton (Signed by Judge Neal B. Biggers Jr. on 6/6/97) Date of Entry: 6/6/97 (tab) (Entered: 06/09/1997)
06/02/1997		AMENDED Transcript ordered of Trial & Sentencing in appeal as to Maurice Clifton [50-1] appeal, [49-1] appeal (tab) (Entered: 06/03/1997)
06/02/1997		USCA Case Number as to Maurice Clifton Re: [50-1] appeal USCA Number: 97-60352, [49-1] appeal USCA Number: 97-60352 (tab)
06/02/1997	51	RESPONSE by USA as to Maurice Clifton re [47-1] motion to Correct Sentence (tab)
05/30/1997		RECEIVED copy of letter addressed to Marilyn Rea from Nathan P. Adams confirming telephone conversation of 5/28/97 (tab) (Entered: 06/02/1997)
05/29/1997	50	FIRST AMENDED NOTICE OF APPEAL by Maurice Clifton (1) count(s) 1, 2 Appeal record due on 6/28/97 for Maurice Clifton (tab)
05/29/1997		Transcript ordered of Trial & Sentencing Hearing in appeal as to Maurice Clifton [49-1] appeal (tab)

05/23/1997		Notice of appeal and certified copy of docket as to Maurice Clifton to USCA: [49-1] appeal (tab) (Entered: 05/27/1997)
05/23/1997	49	NOTICE OF APPEAL by Maurice Clifton (1) count(s) 1, 2, Detention Order entered 1/21/97 & Jury Verdict on 3/4/97. Appeal record due on 6/22/97 for Maurice Clifton (tab) (Entered: 05/27/1997)
05/23/1997	48	RESPONSE & MEMORANDUM by USA as to Maurice Clifton re [34-1] motion for New Trial (tab) (Entered: 05/27/1997)
05/23/1997	47	MOTION by Maurice Clifton to Correct Sentence (tab) (Entered: 05/27/1997)
05/23/1997	46	JUDGMENT Maurice Clifton (1) count(s) 1, 2. IMPRISONMENT: 400 months on Count 1 and 240 months on Count 2, to be served concurrently (TOTAL IMPRISONMENT: 400 months); SUPERVISED RELEASE: 5 years on Count 1 and 3 years on Count 2, to run concurrently (TOTAL SUPERVISED RELEASE: 5 years); SPECIAL ASSESSMENT: \$200.00. (Signed by Judge Neal B. Biggers Jr. on 05/22/97); JC #48, pgs. 68-73; Date of Entry: 05/23/97. (nfs) Additional attachment(s) added on 3/20/2008 (sta, USDC).
05/23/1997	44	CRIMINAL MINUTES for: Sentencing as to Maurice Clifton held 05/20/97, denying [41-1] supplemental amended motion (Supplemental) For Production of Grand Jury Testimony as to Maurice (1), denying [40-1] motion For Production of Brady Material as to Maurice Clifton (1); Location: Oxford, before Judge Neal B. Biggers Jr. Court Reporter: Marilyn Rea. Court overruled defendant's objections to presentence report. Defendant sentenced accordingly and remanded to the custody of the U. S. Marshal. (nfs)
05/20/1997	45	Witness list as to Maurice Clifton (nfs) (Entered: 05/23/1997)
05/20/1997		Sentencing held on 5/20/97 in Oxford before Judge Neal B. Biggers, Jr. Maurice Clifton (1) count(s) 1, 2. (nfs) (Entered: 05/23/1997)
05/16/1997	43	RESPONSE by USA as to Maurice Clifton re [41-1] supplemental amended motion (Supplemental) For Production of Grand Jury Testimony (tab) (Entered: 05/19/1997)
05/14/1997		Sentencing reset for 4:00, 5/20/97 for Maurice Clifton (1) count(s) 1, 2 Location: Courtroom No. 1, Third Floor, Oxford before Judge Neal B. Biggers Jr. (tab)
05/06/1997	42	MOTION by Maurice Clifton For Copies of Documents (tab)
05/06/1997	41	SUPPLEMENTAL MOTION by Maurice Clifton (Supplemental) For Production of Grand Jury Testimony referring to: [38-1] motion For Documents (tab)
05/05/1997		Sentencing set for 3:30, 5/20/97 for Maurice Clifton (1) count(s) 1, 2 Location: Courtroom No. 1, Third Floor, Oxford before Judge Neal B. Biggers Jr. (tab)
04/21/1997	40	MOTION by Maurice Clifton For Production of Brady Material [40-1] motion referred to Magistrate Judge Eugene M. Bogen (tab) (Entered: 04/22/1997)
04/07/1997	39	MOTION by Maurice Clifton For Temporary Release of Defendant (tab)

03/19/1997	38	MOTION by Maurice Clifton For Documents (tab)
03/10/1997	37	WRIT of Habeas Corpus ad Testificandum returned unexecuted for Earl Nelson in case as to Maurice Clifton (tab) (Entered: 03/11/1997)
03/07/1997	35	CRIMINAL MINUTES for: MVD/Jury Trial as to Maurice Clifton held 03/03/97 and 03/04/97; Location: Oxford, before Judge Neal B. Biggers Jr. and a jury. Court Reporter: Marilyn Rea. Defendant found guilty on counts 1 and 2 of the Indictment. Defendant remanded to custody of U. S. Marshal. (nfs) (Entered: 03/10/1997)
03/07/1997	34	MOTION by Maurice Clifton for New Trial , and/or for Judgment of Acquittal , or, alternatively, for Judgment notwithstanding the verdict of the jury or arrest of judgment . (nfs) (Entered: 03/10/1997)
03/04/1997	36	Jury instructions given/refused/withdrawn as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/04/1997	33	Receipt for returned exhibits as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/04/1997	32	JURY VERDICT of Guilty: Maurice Clifton (1) count(s) 1, 2 (nfs) (Entered: 03/10/1997)
03/04/1997	31	Witness list as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/04/1997	30	Exhibit list as to Maurice Clifton (nfs) (Entered: 03/10/1997)
03/03/1997	29	ORDER impaneling jurors (with jury list attached) as to Maurice Clifton. (nfs) (Entered: 03/10/1997)
03/03/1997		Jury trial as to Maurice Clifton held on 3/3/97 and 03/04/97 in Oxford before Judge Neal B. Biggers, Jr., and a jury. (nfs) (Entered: 03/10/1997)
03/03/1997		Voir dire begun as to Maurice Clifton (1) count(s) 1, 2. Terminated motions: [13-1] motion For Review and Appeal of Order of Detention Pending Trial as to Maurice Clifton (1). (nfs) (Entered: 03/10/1997)
03/03/1997	28	WRIT of Habeas Corpus ad Testificandum returned unexecuted for Thomas Bilbo Spann; Spann in USM custody as to Maurice Clifton (tab) (Entered: 03/04/1997)
03/03/1997	27	WRIT of Habeas Corpus ad Testificandum returned unexecuted for Dona Ray Bell, Bell in USM custody as to Maurice Clifton (tab) (Entered: 03/04/1997)
02/26/1997		WRIT of Habeas Corpus ad Testificandum issued for Earl Nelson for 3/3/97 as to Maurice Clifton Re: [21-1] petition motion for Writ of Habeas Corpus ad testificandum as to Earl Nelson per trial set 3/3/97, Oxford (tab)
02/26/1997	26	ORDER as to Maurice Clifton GRANTING [21-1] petition for Writ of Habeas Corpus ad testificandum as to Earl Nelson per trial set 3/3/97, Oxford as to Maurice Clifton (1) (Signed by Magistrate Judge S. Allan Alexander on 2/20/97) Date of Entry: 2/26/97 (tab)
02/21/1997		WRIT of Habeas Corpus ad Testificandum issued for Thomas Spann for 3/3/97 as to Maurice Clifton Re: [19-1] petition for Writ of Habeas Corpus ad

		testificandum as to Thomas (Bilbo) Spann per trial set 3/3/97, Oxford (tab)
02/21/1997	25	ORDER as to Maurice Clifton GRANTING [19-1] petition for Writ of Habeas Corpus ad testificandum as to Thomas (Bilbo) Spann per trial set 3/3/97, Oxford as to Maurice Clifton (1) (Signed by Magistrate Judge S. Allan Alexander on 2/20/97) Date of Entry: 2/20/97 (tab)
02/21/1997		WRIT of Habeas Corpus ad Testificandum issued for Dona Ray Bell for 3/3/97 as to Maurice Clifton Re: [20-1] petition for Writ of Habeas Corpus ad testificandum as to Dona Ray Bell (male) per trial set 3/3/97, Oxford (tab)
02/21/1997	24	ORDER as to Maurice Clifton GRANTING [20-1] petition for Writ of Habeas Corpus ad testificandum as to Dona Ray Bell (male) per trial set 3/3/97, Oxford as to Maurice Clifton (1) (Signed by Magistrate Judge S. Allan Alexander on 2/21/97) Date of Entry: 2/21/97 (tab)
02/21/1997	23	ORDER as to Maurice Clifton GRANTING [22-1] motion for Issuance of Trial Subpoenas; and service by the USM with the expenses paid by the U. S. Justice Dept. (Signed by Magistrate Judge Eugene M. Bogen on 2/18/97) Date of Entry: 2/21/97 (tab) Modified on 02/24/1997
02/19/1997	21	PETITION by USA as to Maurice Clifton for Writ of Habeas Corpus ad testificandum as to Earl Nelson per trial set 3/3/97, Oxford (tab) (Entered: 02/20/1997)
02/19/1997	20	PETITION by USA as to Maurice Clifton for Writ of Habeas Corpus ad testificandum as to Dona Ray Bell (male) per trial set 3/3/97, Oxford (tab) (Entered: 02/20/1997)
02/19/1997	19	PETITION by USA as to Maurice Clifton for Writ of Habeas Corpus ad testificandum as to Thomas (Bilbo) Spann per trial set 3/3/97, Oxford (tab) (Entered: 02/20/1997)
02/18/1997	22	MOTION by Maurice Clifton for Issuance of Trial Subpoenas [22-1] motion referred to Magistrate Judge Eugene M. Bogen (tab) (Entered: 02/21/1997)
02/11/1997	18	RESPONSE by USA as to Maurice Clifton re [13-1] motion For Review and Appeal of Order of Detention Pending Trial (tab)
02/10/1997	17	ORDER as to Maurice Clifton MOOTING [14-1] motion for Discovery of Confidential Informant as to Maurice Clifton (1) (Signed by Magistrate Judge Eugene M. Bogen on 2/6/97) Date of Entry: 2/10/97 (tab)
02/06/1997	16	LETTER From Deft, Maurice Clifton per Writ of Habeas Corpus Hearing (copy given to Judge Biggers) (sta)
02/06/1997	15	LETTER to Clerk from deft, Maurice Clifton (copy given to Judge Biggers) (sta)
02/04/1997	14	MOTION by Maurice Clifton for Discovery of Confidential Informant [14-1] motion referred to Magistrate Judge Eugene M. Bogen (tab) (Entered: 02/06/1997)
01/29/1997	13	MOTION by Maurice Clifton For Review and Appeal of Order of Detention Pending Trial (tab) (Entered: 02/06/1997)

01/29/1997	12	Arrest WARRANT Returned Executed as to Maurice Clifton on 1/15/97 (tab) (Entered: 02/06/1997)
01/27/1997	11	SCHEDULING ORDER as to Maurice Clifton setting Voir Dire for 9:30 3/3/97, Oxford, MS for Maurice Clifton; Jury Trial for 9:30 3/3/97, Oxford, MS for Maurice Clifton; Discovery cutoff 2/5/97 for Maurice Clifton; Motion Filing deadline on 2/10/97 for Maurice Clifton; Plea Agreement deadline on 2/17/97 for Maurice Clifton. (Signed by Magistrate Judge Eugene M. Bogen on 01/24/97) (sta) (Entered: 02/06/1997)
01/24/1997	10	ORDER OF DETENTION as to Maurice Clifton (Signed by Magistrate Judge Eugene M. Bogen on 1/21/97) (tab) (Entered: 02/06/1997)
01/21/1997	9	Witness list per Detention Hearing as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/21/1997	8	CRIMINAL MINUTES for: Arraignment & Detention Hearing held 1/17/97 as to Maurice Clifton Location: Greenville before Magistrate Judge Eugene M. Bogen Court Reporter: Tape Nos. 1, 2. After Hearing for reasons stated in the court's oral findings the deft. is ordered detained pending trial (tab) (Entered: 02/06/1997)
01/17/1997		TAKING OF PLEA Not Guilty: Maurice Clifton (1) count(s) 1, 2 Location: Greenville before Magistrate Judge Eugene M. Bogen Court accepts plea. (tab) (Entered: 02/06/1997)
01/17/1997		Detention hearing as to Maurice Clifton held on 1/17/97, Greenville before Mag. Judge Bogen (tab) (Entered: 02/06/1997)
01/17/1997		Arraignment as to Maurice Clifton held on 1/17/97, Greenville before Mag. Judge Bogen (tab) (Entered: 02/06/1997)
01/17/1997	7	CJA 20 as to Maurice Clifton : Appointment of Attorney Nathan P. Adams Jr. Voucher # 0854112 (Signed by Magistrate Judge Eugene M. Bogen on 1/15/97) (tab) (Entered: 02/06/1997)
01/16/1997		RECEIVED tape of initial appearance as to Maurice Clifton held 1/15/97 in Greenville before Mag. Judge Bogen; placed in accordion folder. (tab) (Entered: 02/06/1997)
01/16/1997	6	PRAECIPE for Warrant by USA as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/16/1997		Arraignment as to Maurice Clifton reset for 2:30, 1/17/97 for Maurice Clifton Location: Courtroom No. 2, Greenville before Magistrate Judge Eugene M. Bogen (tab) (Entered: 02/06/1997)
01/16/1997	5	CRIMINAL MINUTES for: Initial Appearance held 1/15/97 as to Maurice Clifton Location: Greenville before Magistrate Judge Eugene M. Bogen Court Reporter: Tape 1. Deft. appeared in custody. (tab) (Entered: 02/06/1997)
01/15/1997	4	ORDER OF TEMPORARY DETENTION as to Maurice Clifton GRANTING [0-0] oral motion for Temporary Detention as to Maurice Clifton (1) (Signed by Magistrate Judge Eugene M. Bogen on 1/15/97) (tab) (Entered: 02/06/1997)

01/15/1997		MOTION Ore Tenus by USA as to Maurice Clifton for Temporary Detention (tab) (Entered: 02/06/1997)
01/15/1997		Initial appearance as to Maurice Clifton held on 1/15/97, Greenville (before Magistrate Judge Eugene M. Bogen) (tab) (Entered: 02/06/1997)
01/15/1997		ARREST of Maurice Clifton (tab) (Entered: 02/06/1997)
01/15/1997		Arrest WARRANT issued as to Maurice Clifton (tab) (Entered: 02/06/1997)
01/15/1997	3	CJA 23 FINANCIAL AFFIDAVIT by Maurice Clifton (tab) (Entered: 02/06/1997)
01/14/1997	2	Criminal Information Sheet by USA as to Maurice Clifton (Bolivar County) (tab) (Entered: 02/06/1997)
01/14/1997	1	INDICTMENT as to Maurice Clifton (1) count(s) 1, 2, estimated trial days: 2 (tab) Additional attachment(s) added on 3/20/2008 (sta, USDC). (Entered: 02/06/1997) 
01/14/1997		RECORD of Grand Jurors Concurring (placed in restricted vault) as to Maurice Clifton (tab) (Entered: 02/06/1997)

PACER Service Center			
Transaction Receipt			
11/13/2012 13:37:18			
PACER Login:	al5226	Client Code:	
Description:	Docket Report	Search Criteria:	3:97-cr-00006-NBB
Billable Pages:	10	Cost:	1.00

*Example Docket
Viewed as reference.*

CLOSED, PLEA AGREEMENT

U.S. District Court
Northern District of Mississippi (Western Division)
CRIMINAL DOCKET FOR CASE #: 3:97-cr-00083-LTS All Defendants

Case title: USA v. Mathis, et al

Date Filed: 06/18/1997
Date Terminated: 01/28/1998

Assigned to: Senior Judge L. T. Senter,
Jr

Defendant (1)

Leona Mathis

TERMINATED: 10/03/1997

represented by **David O. Bell**

DAVID O. BELL, ATTORNEY

P O Box 1504

Oxford, MS 38655-1504

(601) 234-5058

Email: davidobell@watervalley.net

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: CJA Appointment

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

21:841A=ND.F NARCOTICS - SELL,
DISTRIBUTE, OR DISPENSE - did
knowingly and intentionally conspire to
distribute and to possess with intent to
distribute a Schedule II narcotic
controlled substance (crack cocaine)
(21:846)
(1)

21:841A=ND.F NARCOTICS - SELL,
DISTRIBUTE, OR DISPENSE - did
knowingly and intentionally possess
with intent to distribute a Schedule II
narcotic controlled substance (crack
cocaine) (18:2)
(2)

Disposition

DISMISSED on motion of the United
States. DISMISSED on motion of the
United States.

DISMISSED on motion of the United
States.

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Assigned to: Senior Judge L. T. Senter,
Jr

Appeals court case number: 01-60221

Defendant (2)

Melvin Mathis

TERMINATED: 01/28/1998

represented by **Anthony L. Farese**
FARESE, FARESE & FARESE
P. O. Box 98
Ashland, MS 38603-0098
(601) 224-6211
Email: tony@fareselaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Luanne Stark Thompson
STARK LAW FIRM
P.O. Box 729
Aberdeen, MS 39730
(662) 369-8800
TERMINATED: 04/16/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

21:841A=ND.F NARCOTICS - SELL,
DISTRIBUTE, OR DISPENSE - did
knowingly and intentionally conspire to
distribute and to possess with intent to
distribute a Schedule II narcotic
controlled substance (crack cocaine)
(21:846)
(1)

21:841A=ND.F NARCOTICS - SELL,
DISTRIBUTE, OR DISPENSE - did
knowingly and intentionally possess
with intent to distribute a Schedule II
narcotic controlled substance (crack

Disposition

DISMISSED on motion of the United
States.

IMPRISONMENT: 120 mos.;
SUPERVISED RELEASE: 5 yrs.;
SPECIAL ASSESSMENT: \$100.00

cocaine) (18:2)
(2)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Assigned to: Senior Judge L. T. Senter,
Jr

Defendant (3)

Maurice Mathis

TERMINATED: 10/03/1997

represented by **Michael R. Wall**

MIKE R. WALL, ATTORNEY
P.O. Box 387

Oxford, MS 38655

(601) 281-1144

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

Henry Liggins

1506AA Chickasaw Road

Oxford, MS 38655

ATTORNEY TO BE NOTICED

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

21:841A=ND.F NARCOTICS - SELL,
DISTRIBUTE, OR DISPENSE - did
knowingly and intentionally conspire to

Disposition

distribute and to possess with intent to distribute a Schedule II narcotic controlled substance (crack cocaine) (21:846)
(1)

DISMISSED on motion of the United States

21:841A=ND.F NARCOTICS - SELL, DISTRIBUTE, OR DISPENSE - did knowingly and intentionally possess with intent to distribute a Schedule II narcotic controlled substance (crack cocaine) (18:2)
(2)

DISMISSED on motion of the United States

Highest Offense Level (Terminated)

Felony

Complaints

None

Disposition

Plaintiff

United States of America

represented by **Robert H. Norman**
U.S. ATTORNEY'S OFFICE
900 Jefferson Avenue
Oxford, MS 38655-3608
(662) 234-3351
Email: bob.norman@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/18/1997		RECORD of Grand Jurors Concurring (placed in restricted vault) as to Leona Mathis, Melvin Mathis, Maurice Mathis (sta) (Entered: 07/02/1997)
06/18/1997	1	INDICTMENT as to Leona Mathis (1) count(s) 1, 2, estimated trial days: 2 (sta) (Entered: 07/02/1997)
06/18/1997	1	INDICTMENT as to Melvin Mathis (2) count(s) 1, 2, estimated trial days: 2 (sta) (Entered: 07/02/1997)
06/18/1997	1	INDICTMENT as to Maurice Mathis (3) count(s) 1, 2, estimated trial days: 2 (sta) (Entered: 07/02/1997)
06/18/1997		ARREST WARRANT issued as to Leona Mathis, Melvin Mathis, Maurice Mathis (sta) (Entered: 07/02/1997)
06/19/1997	2	PRAECIPE for Warrant by USA as to Leona Mathis (sta) (Entered:

		07/02/1997)
06/19/1997	3	PRAECIPE for Warrant by USA as to Melvin Mathis (sta) (Entered: 07/02/1997)
06/19/1997	4	PRAECIPE for Warrant by USA as to Maurice Mathis (sta) (Entered: 07/02/1997)
06/19/1997	5	Criminal Information Sheet by USA as to Leona Mathis (Lafayette County) (sta) (Entered: 07/02/1997)
06/19/1997	6	Criminal Information Sheet by USA as to Melvin Mathis (Lafayette County) (sta) (Entered: 07/02/1997)
06/19/1997	7	Criminal Information Sheet by USA as to Maurice Mathis (Lafayette County) (sta) (Entered: 07/02/1997)
06/25/1997		ARREST of Leona Mathis (sta) (Entered: 07/02/1997)
06/25/1997		ARREST of Maurice Mathis (sta) (Entered: 07/02/1997)
06/25/1997	8	ARREST WARRANT Returned Executed as to Leona Mathis on 6/25/97 (sta) (Entered: 07/02/1997)
06/25/1997	9	ARREST WARRANT Returned Executed as to Maurice Mathis on 6/25/97 (sta) (Entered: 07/02/1997)
06/25/1997		Initial appearance as to Leona Mathis held on 6/25/97 Arraignment set for 11:00 6/30/97 for Leona Mathis (before Magistrate Judge S. Allan Alexander) (sta) (Entered: 07/02/1997)
06/25/1997		Initial appearance as to Maurice Mathis held on 6/25/97 Arraignment set for 11:00 6/30/97 for Maurice Mathis (before Magistrate Judge S. Allan Alexander) (sta) (Entered: 07/02/1997)
06/25/1997	10	ORDER Setting Conditions of Release as to Leona Mathis Bond set to \$10,000.00 Unsec. for Leona Mathis Arraignment set for 11:00 6/30/97 for Leona Mathis (Signed by Magistrate Judge S. Allan Alexander on 06/25/97) (sta) (Entered: 07/02/1997)
06/25/1997	11	APPEARANCE BOND entered by Leona Mathis in Amount \$ 10,000.00 Unsec. (sta) (Entered: 07/02/1997)
06/25/1997	12	ORDER Setting Conditions of Release as to Maurice Mathis Bond set to \$25,000.00 Sec. for Maurice Mathis Arraignment set for 11:00 6/30/97 for Maurice Mathis (Signed by Magistrate Judge S. Allan Alexander on 06/25/97) (sta) Modified on 07/02/1997 (Entered: 07/02/1997)
06/25/1997	13	APPEARANCE BOND entered by Maurice Mathis in Amount \$ 25,000.00 Sec. Receipt #47990. Surety: Henry Liggins (sta) (Entered: 07/02/1997)
06/25/1997		TAPE of Initial Appearance held 6/25/97 as to Leona Mathis, Maurice Mathis (sta) (Entered: 07/02/1997)
06/25/1997	14	CRIMINAL MINUTES for: Initial Appearance held 6/25/97 as to Leona Mathis, Maurice Mathis and set Arraignment for 11:00 6/30/97 for Leona

		Mathis, for Maurice Mathis Location: Oxford, MS before Magistrate Judge S. Allan Alexander Court TAPED (sta) (Entered: 07/02/1997)
06/27/1997	15	ORDER that David O. Bell is hereby appointed to represent the defendant Leona Mathis. (Signed by Magistrate Judge S. Allan Alexander on 06/27/97) Date of Entry: 06/27/97 (sta) (Entered: 07/02/1997)
06/27/1997	16	CJA 20 as to Leona Mathis: Appointment of Attorney David O. Bell Voucher #0854334 (Signed by Magistrate Judge S. Allan Alexander on 06/27/97) (sta) (Entered: 07/02/1997)
06/27/1997		ARREST of Leona Mathis (sta) (Entered: 07/02/1997)
06/27/1997		ARREST of Melvin Mathis (sta) (Entered: 07/02/1997)
06/27/1997		Initial appearance as to Melvin Mathis held on 6/27/97 (before Magistrate Judge S. Allan Alexander) (sta) (Entered: 07/02/1997)
06/27/1997	17	CRIMINAL MINUTES for: Initial Appearance held 6/27/97 as to Melvin Mathis set Arraignment for 11:00 6/30/97 for Melvin Mathis and set Detention Hearing for 11:00 6/30/97 for Melvin Mathis Defendant informed court he will be represented by retained counsel, Anthony L. Farese. Government moves for detention pending trial. Order of Temporary Detention entered. Location: Oxford, MS before Magistrate Judge S. Allan Alexander Court Reporter: TAPED (sta) (Entered: 07/02/1997)
06/27/1997		MOTION Ore Tenus by USA as to Melvin Mathis for Detention [0-0] oral motion referred to Magistrate Judge S. Allan Alexander (sta) (Entered: 07/02/1997)
06/27/1997	18	ORDER as to Melvin Mathis temporarily granting [0-0] oral motion for Detention as to Melvin Mathis (2) (Signed by Magistrate Judge S. Allan Alexander on 06/27/97) COB # pg. Date of Entry: (sta) (Entered: 07/02/1997)
06/27/1997		TAPE of Initial Appearance held 6/27/97 as to Melvin Mathis (sta) (Entered: 07/02/1997)
06/30/1997		Arraignment as to Leona Mathis, Melvin Mathis, Maurice Mathis held on 6/30/97 in Oxford, MS before Mag. Judge Alexander. (sta) (Entered: 07/02/1997)
06/30/1997		Detention hearing as to Melvin Mathis held on 6/30/97 in Oxford, MS before Mag. Judge Alexander. (sta) (Entered: 07/02/1997)
06/30/1997		TAKING OF PLEA Not Guilty: Leona Mathis (1) count(s) 1, 2, Melvin Mathis (2) count(s) 1, 2, Maurice Mathis (3) count(s) 1, 2 , Location: Oxford, MS before Magistrate Judge S. Allan Alexander Court accepts plea. (sta) (Entered: 07/02/1997)
06/30/1997	19	CRIMINAL MINUTES for: Arraignment held 6/30/97 as to Leona Mathis, Maurice Mathis. Defendants plead not guilty. Scheduling Order to be entered when trial date obtained from Courtroom Deputy Gettys. Location: Oxford, MS before Magistrate Judge S. Allan Alexander Court Reporter: TAPED (sta) (Entered: 07/02/1997)

06/30/1997	19	CRIMINAL MINUTES for: Arraignment & Detention Hearing held 6/30/97 as to Melvin Mathis. Defendant plead not guilty. Scheduling Order to be entered when trial date obtained from Courtroom Deputy Gettys. Court rules that defendant Melvin Mathis should be detained pending trial. Order of Detention Pending Trial entered. Location: Oxford, MS before Magistrate Judge S. Allan Alexander Court Reporter: TAPED (sta) (Entered: 07/02/1997)
06/30/1997	20	ORDER as to Melvin Mathis granting [0-0] oral motion for Detention as to Melvin Mathis (2) (Signed by Magistrate Judge S. Allan Alexander on 06/30/97) Date of Entry: 07/02/97 (sta) (Entered: 07/02/1997)
06/30/1997		TAPE of Arraignment & Detention Hearing held 6/30/97 as to Leona Mathis, Melvin Mathis, Maurice Mathis (sta) (Entered: 07/02/1997)
07/01/1997	21	ENTRY of Attorney Appearance for Maurice Mathis by Attorney Michael R. Wall (sta) (Entered: 07/02/1997)
07/01/1997	22	REQUEST FOR DISCLOSURE OF Discovery by Maurice Mathis (sta) (Entered: 07/02/1997)
07/02/1997		LETTER requesting discovery as to Melvin Mathis (sta)
07/02/1997	23	SCHEDULING ORDER as to Leona Mathis, Melvin Mathis, Maurice Mathis setting Voir Dire for 9:40, 8/25/97, in Aberdeen, before Chief Judge L. T. Senter, Jr.; Jury Trial for 9:40, 8/25/97, in Aberdeen, before Judge Senter; Discovery cutoff 7/14/97; Motion Filing deadline on 7/21/97; Plea Agreement deadline on 8/11/97; (Signed by Magistrate Judge S. Allan Alexander on 07/01/97). (nfs) (Entered: 07/03/1997)
07/08/1997	24	Arrest WARRANT Returned Executed as to Melvin Mathis on 6/26/97 (tab)
08/11/1997	25	MOTION by Melvin Mathis to Continue in Interests of Justice (sta) (Entered: 08/12/1997)
08/12/1997	26	ORDER as to Leona Mathis, Melvin Mathis, Maurice Mathis granting [25-1] motion to Continue in Interests of Justice Time Excluded from 08/26/97 to 10/06/97 as to Melvin Mathis (2), and reset Scheduling Order Deadlines: Voir Dire set for 9:40 10/6/97, Aberdeen, MS for Leona Mathis, for Melvin Mathis, for Maurice Mathis ; Jury Trial for 9:40 10/6/97, Aberdeen, MS for Leona Mathis, for Melvin Mathis, for Maurice Mathis ; Motion Filing to 9:40 9/8/97 for Leona Mathis, for Melvin Mathis, for Maurice Mathis ; Plea Agreement to 9/22/97 for Leona Mathis, for Melvin Mathis, for Maurice Mathis ; (Signed Chief Judge L. T. Senter Jr. on 08/11/97) Date of Entry: 08/12/97 (sta)
09/30/1997	27	PLEA AGREEMENT as to Melvin Mathis Count(s): 2 (sta)
10/01/1997		Change of Plea Hearing as to Melvin Mathis set for 1:30 10/2/97 for Melvin Mathis Location: Aberdeen, MS before Chief Judge L. T. Senter Jr. (sta)
10/02/1997		Change of Plea Hearing as to Melvin Mathis held on 10/2/97 in Aberdeen, MS before Judge Senter. (sta) (Entered: 10/07/1997)
10/02/1997		CHANGE OF PLEA Guilty: Melvin Mathis (2) count(s) 2 Location: Aberdeen, MS before Chief Judge L. T. Senter Jr. Court accepts plea. (sta)

		(Entered: 10/07/1997)
10/02/1997		MOTION Ore Tenus by USA as to Leona Mathis, Maurice Mathis to Dismiss Indictment (sta) (Entered: 10/07/1997)
10/03/1997	28	CRIMINAL MINUTES for: Change of Plea held 10/02/97 as to Melvin Mathis. Defendant plead guilty to Ct. 2. Oral motion of government to dismiss indictment as to defendants Leona Mathis and Maurice Mathis GRANTED. Orders to be entered. Location: Aberdeen, MS before Chief Judge L. T. Senter Jr. Court Reporter: Jim Moody (sta) (Entered: 10/07/1997)
10/03/1997	29	ORDER as to Leona Mathis granting [0-0] oral motion to Dismiss Indictment as to Leona Mathis (1) (Signed by Chief Judge L. T. Senter Jr. on 10/02/97) Date of Entry: 10/03/97 (sta) (Entered: 10/07/1997)
10/03/1997	30	ORDER as to Maurice Mathis granting [0-0] oral motion to Dismiss Indictment as to Maurice Mathis (3) (Signed by Chief Judge L. T. Senter Jr. on 10/02/97) Date of Entry: 10/03/97 (sta) (Entered: 10/07/1997)
10/03/1997		DISMISSAL of Count(s) on Government Motion as to Leona Mathis Counts Dismissed: Leona Mathis (1) count(s) 1, 2 (sta) (Entered: 10/07/1997)
10/03/1997		DISMISSAL of Count(s) on Government Motion as to Maurice Mathis Counts Dismissed: Maurice Mathis (3) count(s) 1, 2 (sta) (Entered: 10/07/1997)
10/03/1997	31	MOTION by Maurice Mathis for Release of Funds (sta) (Entered: 10/07/1997)
10/08/1997	32	ORDER as to Maurice Mathis granting [31-1] motion for Release of Funds as to Maurice Mathis (3) (Signed by Chief Judge L. T. Senter Jr. on 10/07/97) Date of Entry: 10/08/97 (sta)
10/10/1997		MAILED check no. 2143 in the amount of \$2,518.78 payable to Mr. Henry Liggins in accordance with Order signed October 7, 1997 as to Maurice Mathis (sta) (Entered: 10/15/1997)
11/04/1997		Sentencing set for 10:00 12/5/97 for Melvin Mathis (2) count(s) 2 Location: Oxford, MS before Chief Judge L. T. Senter Jr. (sta)
11/04/1997		CJA 20 Authorization to pay David O. Bell for defendant Leona Mathis, Amount: \$ 993.50 Voucher # 0854334 Approved by Chief Judge L. T. Senter Jr. on 10/24/97 (admin)
12/01/1997		Sentencing reset for 10:00 12/4/97 for Melvin Mathis (2) count(s) 2 Location: Oxford, MS before Chief Judge L. T. Senter Jr. (sta) (Entered: 12/02/1997)
12/03/1997		Sentencing reset for 1:30 1/7/98 for Melvin Mathis (2) count(s) 2 Location: Aberdeen, MS before Chief Judge L. T. Senter Jr. (sta) (Entered: 12/04/1997)
01/08/1998		Sentencing set for 10:30 1/28/98 for Melvin Mathis (2) count(s) 2 Location: Aberdeen, MS before Chief Judge L. T. Senter Jr. (sta) (Entered: 01/09/1998)
01/28/1998		Sentencing held on 1/28/98 Melvin Mathis (2) count(s) 2 in Aberdeen, MS before Judge Senter. (sta) (Entered: 02/04/1998)
02/03/1998		DISMISSAL of Count(s) on Government Motion as to Melvin Mathis Counts

		Dismissed: Melvin Mathis (2) count(s) 1 (sta) (Entered: 02/04/1998)
02/03/1998	33	JUDGMENT Melvin Mathis (2) count(s) 2. IMPRISONMENT: 120 mos.; SUPERVISED RELEASE: 5 yrs.; SPECIAL ASSESSMENT: \$100.00 (Signed by Chief Judge L. T. Senter Jr. on 01/30/98) JC #51 pgs. 191-198 Date of Entry: 02/04/98 (sta) (Entered: 02/04/1998)
02/23/1998	34	DENIAL of Federal Benefits as to Melvin Mathis (sta) (Entered: 02/24/1998)
04/22/1998	35	Judgment Returned Executed as to Melvin Mathis; on 03/13/98 Defendant in custody at FCI Memphis, Memphis, TN (sta)
07/09/1998	36	TRANSCRIPT of Guilty and Sentencing filed as to Melvin Mathis for dates of 10/02/97 & 01/28/98 before Chief Judge L. T. Senter Jr. (sta)
12/22/1998	37	MOTION by Melvin Mathis for Downward Departure Under the Sentencing Guidelines (tab)
01/13/1999	38	RESPONSE by USA as to Melvin Mathis re [37-1] motion for Downward Departure Under the Sentencing Guidelines (sta)
02/04/1999	39	REQUEST by Melvin Mathis for A Copy of Proffer Statement & a copy of Threat Letter (tab)
04/05/1999	40	MOTION by Melvin Mathis For A Copy of Proffer and Threat Letter (tab)
04/15/1999	41	RESPONSE by USA as to Melvin Mathis re [40-1] motion For A Copy of Proffer and Threat Letter (sta) (Entered: 04/16/1999)
04/21/1999		RECEIVED request for copy of docket sheet as to Melvin Mathis. Copy of docket sheet mailed on 4/21/99. (tab)
06/10/1999		RECEIVED request for copies as to Melvin Mathis. Mailed courtesy copy of docket sheets to deft. with memo stating copies of documents are .50 cents each. (tab)
06/28/1999	42	ORDER as to Melvin Mathis DENYING [40-1] motion For A Copy of Proffer and Threat Letter as to Melvin Mathis (2), DENYING [39-1] motion for A Copy of Proffer Statement & a copy of Threat Letter as to Melvin Mathis (2), DENYING [37-1] motion for Downward Departure Under the Sentencing Guidelines as to Melvin Mathis (2) (Signed by Senior Judge L. T. Senter Jr. on 6/25/99) Date of Entry: 6/28/99 (tab)
07/12/1999		RECEIVED letter from Melvin Mathis requesting copies addressed to Anthony L. Farese as to Melvin Mathis (tab) Modified on 08/03/1999 (Entered: 07/13/1999)
09/20/1999	43	MOTION by Melvin Mathis To Expand The Record (tab) (Entered: 09/21/1999)
05/04/2000		Certified and transmitted record on appeal (2 Record Volumes, 0 Transcript Volumes, 0 Exhibit Volumes, Sealed PSI Report) to U.S. Court of Appeals as to Melvin Mathis : Per 2255 - 3:99cv001. (tab)
02/07/2001	45	NOTICE OF APPEAL by Melvin Mathis. Appeal record due on 3/9/01 for

		Melvin Mathis. (tab) (Entered: 02/12/2001)
02/07/2001	45	MOTION by Melvin Mathis for Appointment of Counsel on Appeal (tab) (Entered: 02/28/2001)
02/12/2001		Notice of appeal and certified copy of docket as to Melvin Mathis to USCA: [45-1] appeal (tab)
03/01/2001		CJA 23 (Financial Affidavit) mailed to Melvin Mathis (mhg)
03/15/2001		NOTICE OF CHANGE OF ADDRESS by Melvin Mathis to: #10590-042, FMC Unit Dallas, P. O. Box 15330, Ft. Worth, TX 76119 (tab) <i>X</i>
03/19/2001		CJA 23 (Financial Affidavit) mailed to Melvin Mathis due to change of address (mhg)
03/21/2001	46	MOTION by Melvin Mathis to Proceed in Forma Pauperis Pro Se on Filing Direct Appeal (tab)
04/04/2001	47	ORDER as to Melvin Mathis GRANTING [46-1] motion to Proceed in Forma Pauperis Pro Se on Filing Direct Appeal as to Melvin Mathis (2), GRANTING [45-1] motion for Appointment of Counsel on Appeal as to Melvin Mathis (2); and that Luanne S. Thompson is APPOINTED for purposes of appeal and all related proceedings (Signed by Judge L. T. Senter Jr. on 4/3/01) Date of Entry: 4/4/01 (tab)
04/04/2001	48	CJA 20 as to Melvin Mathis: Appointment of Attorney Luanne S. Thompson Voucher #053701012 (Signed by Magistrate Judge S. Allan Alexander on 4/3/01) (tab) Modified on 04/18/2001 (Entered: 04/18/2001)
04/05/2001		USCA Case Number as to Melvin Mathis Re: [45-1] appeal USCA Number: 01-60221 (tab)
04/13/2001	49	MOTION by Melvin Mathis Objecting to Court Order Appointing Counsel For Appeal As Ordered on 4/03/01, to File Defendant's Direct Appeal (tab) Modified on 04/18/2001 (Entered: 04/16/2001)
04/16/2001	50	ORDER as to Melvin Mathis GRANTING [48-1] motion Objecting to Court Order Appointing Counsel For Appeal As Ordered on 4/03/01, to File Defendant's Direct Appeal; that the objection of Melvin Mathis to the court's order appointing appellate counsel is sustained and Honorable Luanne Stark Thompson is relieved from any further representation of this defendant as to Melvin Mathis (2) (Signed by Senior Judge L. T. Senter Jr. on 4/13/01) Date of Entry: 4/16/01 (tab) Modified on 04/18/2001
04/16/2001	51	OBJECTION by Melvin Mathis to the District Court Appointing Counsel to file appellant's direct appeal (tab) Modified on 04/18/2001
04/18/2001		Certified and transmitted record on appeal (1 Record Volume, 1 Transcript Volume & Sealed PSI Report) to U.S. Court of Appeals as to Melvin Mathis: [45-1] appeal (tab)
05/03/2001	52	ORDER as to Melvin Mathis (Entered on 5/3/01 U. S. C.A.) that Mathis's pro se motion to relieve counsel and to proceed pro se on appeal is GRANTED (tab) (Entered: 05/07/2001)

10/09/2001	53	JUDGMENT OF USCA (certified copy) as to Melvin Mathis Re: [45-1] appeal affirming judgment/order Melvin Mathis (2) count(s) 2 (sta) (Entered: 10/11/2001)
10/09/2001	54	SLIP OPINION of USCA as to Melvin Mathis RE: APPEAL AFFIRMED (sta) (Entered: 10/11/2001)
10/09/2001		Original Record on Appeal (1 vol) & transcript (1 vol) as to Melvin Mathis returned from U.S. Court of Appeals: [45-1] appeal (sta) (Entered: 10/11/2001)
02/02/2007	<u>55</u>	Report and Order that the supervisee be discharge from supervision as to Melvin Mathis. Signed by Judge Glen H. Davidson on 02/01/07. (sta, USDC)

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Description:	Docket Report	Search Criteria:	3:97-cr-00083-LTS
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CLOSED

**U.S. District Court
Northern District of Mississippi (Western Division)
CRIMINAL DOCKET FOR CASE #: 3:97-cr-00006-NBB All Defendants**

Case title: USA v. Clifton

Date Filed: 01/14/1997

Assigned to: Neal B. Biggers

Appeals court case numbers: 00-60302,
97-60352, 97-60352

Defendant (1)

Maurice Clifton

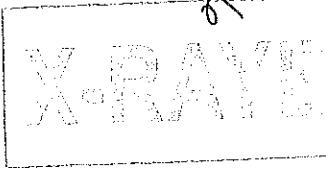
represented by **FPD**

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